

REGULAR MEETING
BOROUGH COUNCIL
BOROUGH OF RUMSON
August 2, 2007

A regular meeting of the Borough Council of the Borough of Rumson was held in the Charles S. Callman Courtroom of the Memorial Borough Hall on August 2, 2007 and was called to order by Mayor John E. Ekdahl at 7:30 p.m.

Pledge of Allegiance.

Present: Mayor Ekdahl, Councilwoman DeVoe, Councilmen Hemphill, Rubin and Shanley.

Absent: Councilmen Broderick and Kammerer.

Thomas S. Rogers, Municipal Clerk/Administrator, was present.

Martin M. Barger, Borough Attorney, was present.

C. Bernard Blum, Jr., Borough Engineer, was present.

David Marks of T & M Associates, Inc. was present.

The Mayor declared a quorum present and announced that the notice requirements of the Open Public Meetings Act had been met by the posting and mailing of a schedule of all regular and work meetings of the Borough Council for the year 2007 to the *Asbury Park Press* and the *Two River Times*.

On motion by Councilwoman DeVoe, seconded by Councilman Hemphill, the minutes of the previous meeting were approved as written, copies having been forwarded to all Council members. All in favor.

COMMUNICATIONS:

CONSENT AGENDA:

**LETTER FROM THE STATE D.E.P. NATURAL AND HISTORIC RESOURCES,
HISTORIC PRESERVATION OFFICE ADVISING THAT IN 2007 ST. GEORGE'S-BY-
THE-RIVER EPISCOPAL CHURCH ON WATERMAN AVENUE HAS BEEN ENTERED
ONTO THE NEW JERSEY REGISTER OF HISTORIC PLACES AND ALSO ENTERED
ONTO THE NATIONAL REGISTER OF HISTORIC PLACES:**

The Municipal Clerk/Administrator advised of a letter dated July 24, 2007 from Dorothy P. Guzzo, Administrator of the State New Jersey Department of Environmental Protection Natural and Historic Resources, Historic Preservation Office, advising that in 2007 St. George's-by-the River Episcopal Church was entered onto the New Jersey Register of Historic Places and also entered onto the National Register of Historic Places. Being placed on the State Register "prevents the State, a county, municipality or any other agencies or instrumentalities from undertaking any project that

will encroach upon, damage or destroy the property listed without approval from the Commissioner of the Department of Environmental Protection.” “The National Register is the Nation’s official list of cultural resources significant in American history, architecture, archaeology, engineering or culture. Listing on the National Register ensures that properties affected by undertakings that are federally executed, licensed or financially assisted will be subject to review and comment in accordance with the National Historic Preservation Act of 1966, as amended.”

LETTER FROM THE STATE D.E.P. ADVISING OF THE APPROVAL OF THE WATERFRONT DEVELOPMENT PERMIT AND WATER QUALITY CERTIFICATE FOR CRAIG AND BARRIE SCANLAN FOR PROPERTY LOCATED AT 11 WARDELL AVENUE FOR THE LEGALIZATION OF TWO EXISTING WOOD DOCKS, RAMP AND FLOATING DOCK:

The Municipal Clerk/Administrator advised of a letter from the State of New Jersey Department of Environmental Protection reporting the approval of the Waterfront Development Permit and Water Quality Certificate for Craig and Barrie Scanlan for property located at 11 Wardell Avenue for the legalization of two existing wood docks, a ramp and a floating dock.

LETTER FROM THE STATE D.E.P. ADVISING OF THE APPROVAL OF THE WATERFRONT DEVELOPMENT PERMIT, WATER QUALITY CERTIFICATE AND ACCEPTABLE USE DETERMINATION FOR WILLIAM WEBER FOR PROPERTY LOCATED AT 11 NORTH WARD AVENUE FOR MAINTENANCE DREDGING:

The Municipal Clerk/Administrator advised of a letter from the State of New Jersey Department of Environmental Protection reporting the approval of the Waterfront Development Permit, Water Quality Certificate and Acceptable Use Determination for William Webber for property located at 11 North Ward Avenue for maintenance dredging.

LETTER FROM THOMAS P. SANTRY, ON BEHALF OF RICHARD E. AND MARGARET A. BRIGG FOR PROPERTY LOCATED AT 15 HIGHLAND AVENUE, ENCLOSING A COPY OF AN APPLICATION TO THE STATE D.E.P. FOR A CAFRA GENERAL PERMIT 9 TO DEMOLISH THE EXISTING DWELLING AND CONSTRUCT A NEW DWELLING:

The Municipal Clerk/Administrator advised of a letter from Thomas P. Santry, P.A. on behalf of Richard E. and Margaret A. Brigg. The letter advised of an application submitted to the New Jersey Department of Environmental Protection, Land Use Regulation Program for a permit to demolish the existing dwelling and construct a new dwelling at 15 Highland Avenue.

On motion by Councilwoman DeVoe, seconded by Councilman Rubin, the four communications on the consent agenda were ordered received. All in favor.

COMMITTEE REPORTS:

None.

UNFINISHED BUSINESS:

None.

NEW BUSINESS:

**ORDINANCE TO APPROPRIATE FUNDS FOR THE ACQUISITION OF FIRE
DEPARTMENT GEAR AND EQUIPMENT IN FIRST READING. PUBLIC HEARING
SCHEDULED FOR THURSDAY, AUGUST 16, 2007:**

The Municipal Clerk/Administrator read the following ordinance by title only in first reading:

AN ORDINANCE TO APPROPRIATE FUNDS FOR
ACQUISITION OF FIRE DEPARTMENT EQUIPMENT
AND THE APPROPRIATION OF THE COST THEREOF.

BE IT ORDAINED by the Mayor and Council of the Borough of Rumson, County of Monmouth, State of New Jersey that:

SECTION 1. The Borough shall be authorized to undertake the following improvement projects:

A. Acquisition of Fire Department Gear and Equipment

SECTION 2. That the funding toward said improvements be made for a sum not to exceed Forty-Seven Thousand One Hundred Fourteen and 00/100 (\$47,114.00) Dollars allocated as follows:

A. Acquisition of Fire Gear and Equipment\$47,114.00

SECTION 3. That funding toward the aforementioned projects be made for a sum not to exceed Forty-Seven Thousand One Hundred Fourteen and 00/100 (\$47,114.00) Dollars or so much thereof as necessary to carry out the terms of this ordinance be and the same is hereby appropriated and dedicated from the Capital Fund Balance for the purpose of making the aforementioned improvements and acquisitions and paying the expenses in connection therewith.

SECTION 4. This ordinance shall take effect upon its passage and publication according to law.

Councilman Rubin moved the adoption of this ordinance in first reading. Motion seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

Mayor Ekdahl stated that this ordinance would be published and posted and come up for final consideration and public hearing at the Thursday, August 16, 2007 meeting of the Borough Council at 7:30 p.m.

RESOLUTION TO CANCEL UNEXPENDED CAPITAL FUND BALANCE ORDINANCE APPROPRIATIONS:

Councilman Shanley offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, there are balances remaining in various Funded Bond Ordinance appropriations which are no longer needed for the items specified; and

WHEREAS, it is in the best interest of the Borough to transfer the balances remaining in the following Funded Bond Ordinance appropriations

<u>Ordinance Date</u>	<u>Account #</u>	<u>Item/Project</u>	<u>Amount</u>
04/15/04	172-330	Park Improvements	\$40,017.85
05/25/06	172-339	O.E.M. Equipment	<u>\$ 7,096.01</u>
		Total	\$47,113.86

to the Capital Fund Balance; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson hereby approves the cancellation of the aforementioned Bond Ordinance appropriations balances to the Borough's Capital Fund Balance Account; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Borough Chief Financial Officer and the Borough Auditor.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

RESOLUTION TO AMEND THE 2007 CAPITAL BUDGET:

Councilman Hemphill offered the following resolution and moved its adoption:

**RESOLUTION
CAPITAL BUDGET AMENDMENT**

WHEREAS, the local capital budget for the year 2007 was approved on the 7th day of June, 2007; and

WHEREAS, the local capital budget was amended on the 19th day of July 2007; and

WHEREAS, it is desired to further amend said approved capital budget section;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Rumson, County of Monmouth, that the following amendment to the approved 2007 capital budget be adopted:

FROM
CAPITAL BUDGET
2007

PLANNED FUNDING SERVICES FOR CURRENT YEAR 2007

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	5a 2007 BUDGET APPROPRIATION	5b CAPITAL IMPROVEMENT FUND	5c CAPITAL SURPLUS	5d GRANTS-IN- AID & OTHER FUNDS	5e DEBT AUTHORIZED	6 TO BE FUNDED IN FUTURE YEARS
Fire Dept. Equipment	10	\$ 50,000.00	—	—	\$2,381.00	—	—	\$ 47,619.00	—
Fire Dept. Utility Truck	11	\$ 75,000.00	—	—	\$3,571.50	—	—	\$ 71,428.50	—
TOTALS ALL PROJECTS		\$125,000.00	0.00	0.00	\$5,952.50	0.00	0.00	\$119,047.50	0.00

FROM
3 YEAR CAPITAL PROGRAM 2007-2009
ANTICIPATED PROJECT SCHEDULE
AND FUNDING REQUIREMENT

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 ESTIMATED COMPLETION TIME	5a FUNDING AMOUNTS PER YEAR BUDGET YEAR	2007	2008	2009	2010	2011	2012
Fire Dept. Equipment	10	\$ 50,000.00	—		\$ 50,000.00	—	—	—	—	—
Fire Dept. Utility Truck	11	\$ 75,000.00	—		\$ 75,000.00	—	—	—	—	—
TOTALS ALL PROJECTS		\$125,000.00			\$125,000.00					

FROM
3 YEAR CAPITAL PROGRAM 2007-2009
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 ESTIMATED TOTAL COST	3 BUDGET APPROPRIATIONS CURRENT YEAR 2007	4 FUTURE YEARS	5 CAPITAL IMPROVEMENT FUND	6 CAPITAL SURPLUS	7 GRANTS-IN-AID & OTHER FUNDS	8 BONDS AND NOTES GENERAL
Fire Dept. Equipment	\$ 50,000.00	—	—	\$ 2,381.00	—	—	\$ 47,619.00
Fire Dept. Utility Truck	\$ 75,000.00	—	—	\$ 3,571.50	—	—	\$ 71,428.50
TOTALS ALL PROJECTS	\$125,000.00	0.00	0.00	\$ 5,952.50	0.00	0.00	\$119,047.50

TO
CAPITAL BUDGET
2007

PLANNED FUNDING SERVICES FOR CURRENT YEAR 2007

1 PROJECT	2 PROJECT NUMBER	3 ESTIMATED TOTAL COST	4 AMOUNTS RESERVED IN PRIOR YEARS	5a 2006 BUDGET APPROPRIATION	5b CAPITAL IMPROVEMENT FUND	5c CAPITAL SURPLUS	5d GRANTS-IN- AID & OTHER FUNDS	5e DEBT AUTHORIZED	6 TO BE FUNDED IN FUTURE YEARS
Fire Dept. Equipment	10	\$108,000.00	\$ 10,886.00	—	\$ 2,381.00	\$47,114.00	—	\$ 47,619.00	—
Fire Dept. Utility Truck	11	\$145,005.00	\$ 70,005.00	—	\$ 3,571.50	—	—	\$ 71,428.50	—
TOTALS ALL PROJECTS		\$253,005.00	\$ 80,891.00	0.00	\$ 5,952.50	\$47,114.00	0.00	\$119,047.50	0.00

TO
3 YEAR CAPITAL PROGRAM 2007-2009
ANTICIPATED PROJECT SCHEDULE
AND FUNDING REQUIREMENT

2	3	4	5a FUNDING AMOUNTS PER YEAR
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1 PROJECT	PROJECT NUMBER	ESTIMATED TOTAL COST	ESTIMATED COMPLETION TIME	2007	2008	2009	2010	2011	2012
Fire Dept. Equipment	10	\$108,000.00	2007	\$ 97,114.00	—	—	—	—	—
Fire Dept. Utility Truck	11	\$145,005.00	2007	\$ 75,000.00	—	—	—	—	—
TOTALS ALL PROJECTS		\$253,005.00		\$172,114.00					

TO
3 YEAR CAPITAL PROGRAM 2007-2009
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 PROJECT	2 ESTIMATED TOTAL COST	3 BUDGET APPROPRIATIONS CURRENT YEAR 2007	4 FUTURE YEARS	5 CAPITAL IMPROVEMENT FUND	6 CAPITAL SURPLUS	7 GRANTS-IN-AID OTHER FUNDS	8 BONDS AND NOTES GENERAL
Fire Dept. Equipment	\$108,000.00	—	—	\$ 2,381.00	\$47,114.00	—	\$ 47,619.00
Fire Dept. Utility Truck	\$145,005.00	—	—	\$ 3,571.50	\$ 0.00	—	\$ 71,428.50
TOTALS ALL PROJECTS	\$253,005.00	0.00 0.00	\$ 5,952.50	\$47,114.00	0.00	\$ 119,047.50	

BE IT FURTHER RESOLVED that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2007 BOROUGH BUDGET FOR THE WOMEN'S CLUB OF RUMSON DONATION IN THE AMOUNT OF \$1,000.00:

Councilman Shanley offered the following resolution and moved its adoption:

RESOLUTION REQUESTING APPROVAL OF ITEMS
OF REVENUE AND APPROPRIATION N.J.S. 40A:4-87

WHEREAS, N.J.S. 40A:40-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount; and

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Rumson in the County of Monmouth, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2007 in the sum of \$1,000.00, which is now available from The Woman's Club of Rumson in the amount of \$1,000.00; and

BE IT FURTHER RESOLVED that a sum of \$1,000.00 is hereby appropriated under the caption "Woman's Club of Rumson Donation – Other Expenses;" and

BE IT FURTHER RESOLVED that the above is the result of funds from The Woman's Club of Rumson in the amount of \$1,000.00.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

RESOLUTION TO AUTHORIZE THE BOND ANTICIPATION NOTES, SERIES 2007A:

Councilman Shanley offered the following resolution and moved its adoption:

RESOLUTION AUTHORIZING BONDS IN THE SUM OF \$2,134,216 AUTHORIZED BY ONE BOND ORDINANCE HERETOFORE ADOPTED TO FINANCE THE ACQUISITION OF LAND IN, BY AND FOR THE BOROUGH OF RUMSON, COUNTY OF MONMOUTH, NEW JERSEY, AND PROVIDING FOR OTHER DETAILS OF SAID ISSUE.

WHEREAS, the Borough Council of the Borough of Rumson, County of Monmouth, New Jersey (the "Borough") has heretofore adopted one bond ordinance to finance part of the costs of the acquisition of land in, by and for the Borough; and

WHEREAS, it is desirable to issue bond anticipation notes pursuant to said bond ordinance in an aggregate principal amount of \$2,134,216 (the "Notes") pursuant to the Local Bond Law, constituting Chapter 2 of Title 40A of the Revised Statutes of New Jersey (the "Local Bond Law"); now, therefore,

BE IT RESOLVED by the BOROUGH COUNCIL OF THE BOROUGH OF RUMSON, in the County of Monmouth, New Jersey as follows:

SECTION 1. That the Notes shall be issued as one issue and at such time as shall be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer"), and shall be in such denomination or denominations, shall bear such number or numbers, such date or dates of issue and maturity, and such rate or rates of interest, as may be determined in the manner and in accordance with the applicable provisions of the Local Bond Law. The Notes shall be entitled "Bond Anticipation Notes, Series 2007A" or any other designation determined by the Chief Financial Officer.

SECTION 2. That all of the Notes shall be signed by the manual or facsimile signatures of the Mayor of the Borough and the Chief Financial Officer and the corporate seal of the Borough shall be affixed thereto, attested by the manual signature of the Clerk of the Borough, and shall be payable, both as to principal and interest, to the purchaser thereof, and shall be in substantially the form as attached hereto as Exhibit A and made a part hereof.

SECTION 3. That the Chief Financial Officer be and she hereby is authorized and directed to determine all matters in connection with the Notes not determined by this or a subsequent resolution and her signature upon the Notes shall be conclusive as to such determinations.

SECTION 4. That the Chief Financial Officer be and she hereby is authorized to take all actions necessary to sell the Notes from time to time at public or private sale in such amounts as she may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

SECTION 5. That any instrument issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's full faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

SECTION 6. That the Chief Financial Officer be and she hereby is authorized and directed to report in writing to the Borough Council at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this resolution is made, such report to include the principal amount, description, interest rate and maturity of the Notes sold, the price obtained and the name of the purchaser.

SECTION 7. That the Mayor of the Borough, the Chief Financial Officer and the Clerk of the Borough are hereby authorized to execute all documents necessary for the sale and delivery of the Notes.

SECTION 8. That this resolution shall take effect immediately.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

RESOLUTION TO AUTHORIZE THE REFUND OF THE \$1,000 BONDS FOR STREET OPENINGS 128/04, 93/05, 09/06 AND 052/2007:

Councilman Hemphill offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS,

- Carhart Builders, 48 Broad Street, #106, Red Bank, NJ 07701, paid the required \$1,000.00 cash bond plus the \$50.00 application fee for Street Opening Permit Number 128/04

- Najarian Associates, One Industrial Way West, Eatontown, NJ 07724, paid the required \$1,000.00 cash bond plus the \$50.00 application fee for Street Opening Permit Number 93/05
- Two River Properties LLC, 62 Carton Street, Rumson, NJ 07760, paid the required \$1,000.00 cash bond plus the \$50.00 application fee for Street Opening Permit Number 09/06
- Barbara B Russell, 27 Washington Street, Rumson, NJ 07760, paid the required \$1,000.00 cash bond plus the \$100.00 application fee for Street Opening Permit Number 052/2007; and

WHEREAS, Mark Wellner, Rumson Borough Superintendent of Public Works, has inspected the four projects listed above and found them to be satisfactory and therefore recommends the release of each \$1,000.00 bond;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that

- Najarian Associates, One Industrial Way West, Eatontown, NJ 07724, be issued a refund of the \$1,000.00 bond
- Two River Properties LLC, 62 Carton Street, Rumson, NJ 07760, be issued a refund of the \$1,000.00 bond
- Barbara B Russell, 27 Washington Street, Rumson, NJ 07760, be issued a refund of the \$1,000.00 bond; and

BE IT FURTHER RESOLVED, at the request of Jay Carhart of Carhart Builders, the cash bond in the amount of \$1,000.00, for Street Opening Permit Number 128/04 be refunded to Mr. and Mrs. Gabe Farina, 159 Bingham Avenue, Rumson, NJ 07760; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

RESOLUTION TO AUTHORIZE THE REFUND OF A CASH PERFORMANCE GUARANTEE THAT HAD BEEN PART OF THE SEWER CONNECTION FEE FOR STEVEN AND ANNE GLENN:

Councilman Rubin offered the following resolution and moved its adoption:

RESOLUTION

WHEREAS, Steven and Anne Glenn, 1 Post Road, Rumson, posted a \$2,500.00 cash performance guarantee as part of a Sewer Connection Fee; and

WHEREAS, Fred Shea, Rumson Borough Wastewater Management Superintendent, has inspected the project and found it to be satisfactory and therefore recommends the release of the \$2,500.00 cash performance guarantee;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rumson that Steven and Anne Glenn, 1 Post Road, Rumson be issued a refund of the \$2,500.00 cash performance guarantee; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Borough Chief Financial Officer.

Resolution seconded by Councilman Shanley and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

RESOLUTION TO AUTHORIZE THE REFUND OF THE OVERPAYMENT OF COAH DEVELOPMENT FEES FOR MATTHEW W. AND CAROLYN ANN GEIGER:

Councilwoman DeVoe offered the following resolution and moved its adoption:

**RESOLUTION REFUNDING OVERPAYMENT
OF COAH DEVELOPMENT FEES**

WHEREAS, the Mayor and Council of the Borough of Rumson adopted an Ordinance establishing affordable housing development fees; and

WHEREAS, the estimated added assessed value for 28 Ward Avenue, known as Block 104, Lot 9 on the Tax Map, was more than the final added assessed values therefore causing an overpayment of these development fees; and

WHEREAS, Peter J. Barnett, Rumson Borough Tax Assessor, has confirmed these figures and therefore recommends a refund of the overpaid COAH development fees in the amount of \$6,776.00;

NOW, THEREFORE BE IT RESOLVED that property owners, Matthew W. and Carolyn Ann Geiger, 28 Ward Avenue, Rumson, NJ 07760 be issued a refund in the amount of \$6,776.00 for the referenced block, lot and property location; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded along with the refund check; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief Financial Officer, Tax Assessor, Construction Official and Planning Officer; and

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Director of the State of New Jersey Council on Affordable Housing.

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

COMMENTS FROM THE COUNCIL:

The Mayor afforded the members of the Council an opportunity to be heard at this time and no one responded.

COMMENTS FROM THE PUBLIC:

The Mayor afforded the public an opportunity to be heard at this time and one resident responded stating that there was a problem with traffic, speeding, construction and landscaping vehicles parked on the street, and contractors beginning work at early hours on weekends on Forrest Avenue. He stated that the quality of life in the neighborhood has worsened in recent years because of the added noise, traffic, diesel smell and congestion. The resident stated that with all the vehicles and construction equipment parked on the street (homeowners park their vehicles on the street rather than in their own driveways or garages), the pedestrians have to walk in the middle of the street, which is very dangerous. Adding to the problem was the speeding of the High School students (especially in the Spring when there are so many new drivers) and school bus drivers. The resident also commented on the large size of the homes being constructed in Rumson on small lots and how the town has changed. He asked the Mayor and Council if something could be done.

Councilwoman DeVoe stated that she lived on Forrest Avenue and agreed that there was a real problem with traffic, congestion and speeding; she has called the bus company on several occasions to complain about the school buses driving too fast. Councilwoman DeVoe stated that the Council would take these comments under advisement for discussion.

Mayor Ekdahl stated that, unfortunately, many of the issues brought up were not under the control of the Council. The Mayor stated that the hours that work begins and ends can be controlled by residents calling the Police to enforce the Borough Ordinance and speeding vehicles were an issue that has been brought to the Council's attention in the past and passed on to the Police to enforce the speed limits and could presumably be controlled.

Councilman Rubin stated the Borough Council was considering the adoption of an Ordinance Amendment to stop overnight parking year-round for trailers and commercial vehicles.

Mayor Ekdahl stated that there have been three "shrinkages" in the Borough Zoning Ordinances over the last twelve years in the size of the allowable houses and that the fact of the

matter was that Zoning regulations have been made more strict than those of either Fair Haven or Little Silver. He added that we had to consider that when a property owner purchases a piece of land that they have some rights to build the home of their choice and that the Council thinks that this issue has been addressed in the changes made to the Zoning Ordinances over the past few years; but we can only go so far.

Mayor Ekdahl further stated that the smell of diesel and whether or not people use their garages and driveways, etc. cannot be controlled. He stated that he understood that there was a petition going around and the issue had been brought before the Council several times for sidewalks for Forrest Avenue. Mayor Ekdahl said that he hasn't seen the petition and didn't know where this issue would go but that there have been a number of parents with school-age children that have requested sidewalks over the years. He said that, if and when the petition was brought before the Council, there would be a full airing.

Councilwoman DeVoe stated that the Council needs to speak with the Chief of Police to bring the speeding issue to his attention again and that there was currently very little police presence on Forrest Avenue during times that school buses, students and parents speed on Forrest Avenue.

Mayor Ekdahl stated that historically, when the Police Department has set up surveillance, the ones that were given summonses were the ones that had complained about speeding in the first place.

Councilman Shanley stated that it would be important to monitor the speeding early in the school year, especially with school bus drivers, and if summonses were not issued, at least a warning should be. This would get the message across that they were being observed.

Councilman Hemphill stated that there should be a police presence on a regular basis to get the point across and to educate them on how to drive on Forrest Avenue.

Mayor Ekdahl stated that a few good ideas were discussed tonight and that they would be brought to the attention of the Police Chief to increase the enforcement starting at the beginning of the school year.

FINANCIAL OFFICER'S REPORT:

The Financial Officer's Report disclosed the following cash on hand in the Current Fund Account as of August 2, 2007:

Wachovia Bank		
Balance:	07/19/07	\$ 2,558,895.99
Cash Receipts:		\$ 1,578,948.92
Void Check		\$ 0.00
Pre-Paid Items:		\$ (218,800.00)
Bills & Claims:	08/02/07	\$ (2,541,757.02)
Payroll:	07/30/07	\$ (216,851.87)
Wachovia Bank Balance:		<u>\$ 1,160,436.02</u>
Certificate of Deposits:		\$ 8,000,000.00

Money Market Funds:	\$	0.00
Total Current Fund:	\$	9,160,436.02

On motion by Councilman Shanley, seconded by Councilman Hemphill, the Financial Officer's Report was ordered received and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

CONSIDERATION OF BILLS AND CLAIMS (RESOLUTION):

Councilman Rubin offered the following resolution and moved its adoption:

\$	1,595.00	EML
\$	300.00	Frank Farber
\$	2,750.00	Grant Street Group
\$	1,200.00	McElwee & Quinn LLC
\$	8,275.00	Moody's Investors Service
\$	81,650.00	T & M Associates
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\$	95,770.00	Capital Account
\$	6,776.00	Matthew W & Carolyn A Geiger
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\$	6,776.00	COAH Trust Fund
\$	218,800.00	Depository Trust Company
\$	18.00	Acme Locksmith Service
\$	569.77	Action Office Supplies
\$	403.00	Action Printing
\$	1,944.00	Allcom Technologies Inc
\$	4,015.81	Allied Oil Company
\$	842.00	Americanwear Indust Uniforms
\$	444.75	Atlantic Plumbing
\$	66.15	AT&T
\$	25.60	Builders General Supply Co
\$	3,425.00	CCC Heavy Duty Truck Parts
\$	238.00	Certified Speedometer Service
\$	70.40	Coffee Man Co Inc
\$	104.95	Comcast of Monmouth
\$	2,175,752.50	Monmouth County Treasurer
\$	124,554.58	Monmouth County Treasurer (LIB)
\$	146,420.96	Monmouth County Treasurer (OS)
\$	245.00	Dicks Auto Electric
\$	1,185.00	Edmunds and Associates Inc
\$	2,019.64	Frank Farber
\$	83.00	Galls Incorporated

\$	116.00	Grainger
\$	30.00	Jane F Hartman
\$	343.94	Home Depot Commercial Credit
\$	19,579.79	JCP&L
\$	1,017.64	Johnny on the Spot
\$	329.54	R Kelleher
\$	561.60	Kempton Flag
\$	263.50	Lanigan Associates Inc
\$	115.59	Lawes Oil
\$	98.36	Lee Battery Inc
\$	350.00	McCarter & English LLP
\$	53.43	Patricia McNamee
\$	281.50	Middletown Fire & Safety Inc
\$	26,402.98	Treasurer County of Monmouth
\$	418.75	Herbert Moore
\$	51.25	Naylor's Inc
\$	1,400.00	Nelson Press
\$	3,610.95	New Jersey American Water
\$	314.80	NJ Natural Gas Co
\$	87.50	Norwood Auto Parts
\$	3,375.00	Oceanic Hook & Ladder
\$	225.68	One Call Systems
\$	93.65	Hydrair Inc
\$	3,433.32	Reusille Mausner Carotenuto
\$	70.85	Rosano Asphalt
\$	2,250.00	Rumson EMS
\$	3,375.00	Rumson Fire Company
\$	120.05	Rumson China & Glass
\$	750.77	George Scoefield
\$	675.00	State Shorthand Reporting Serv
\$	853.09	Stewart Plumbing
\$	53.43	Janice Swaggerty
\$	4,250.47	T & M Associates
\$	472.50	Targeted Technologies LLC
\$	632.70	The Two River Times
\$	1,000.00	United States Postage Service
\$	331.57	USA Bluebook
\$	485.00	Usher Publishing
\$	779.15	Verizon
\$	254.13	Verizon Wireless
\$	43.79	George Wall Lincoln Mercury
\$	280.50	Ruth M Widmaier
\$	96.14	ZEP Manufacturing Company
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\$	2,760,557.02	Current Fund
\$	1,100.00	Brennan's Deli
\$	60.00	Legalized Games of Chance
\$	1,804.57	Lawrence Wilt

\$	2,964.57	Endowment Inc Account
\$	322.40	Athlete's Alley
\$	97.00	Tricia Caspar
\$	160.00	Gerard Dooley
\$	62.54	John Hird
\$	206.34	Home Depot Commercial Credit
\$	1,640.00	Chuck Iarussi
\$	800.00	Paul J Keany
\$	58.00	Nelson Press
\$	200.00	New Jersey Recreation
\$	10,400.00	Racquet Shop
\$	1,000.00	Jim Schnappauf
\$	700.00	Stewart Plumbing
\$	5,226.00	USP Soccer
\$	125.00	Lori Webster
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\$	20,997.28	Recreation Account
\$	1,000.00	Mr & Mrs Gabe Farina
\$	2,500.00	Steven & Anne Glenn
\$	1,000.00	Najarian Associates
\$	1,000.00	Barbara B Russell
\$	1,000.00	Two River Properties LLC
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\$	6,500.00	Trust Account
\$	128.00	Treasurer State of NJ
\$	1,042.00	Treasurer State of NJ
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\$	1,170.00	Unemployment Account
\$	763.45	Current Fund Appropriations
\$	2,759,793.57	Current Fund Appropriations
\$	95,770.00	Capital Fund Disbursements
\$	2,964.57	Endowment Disbursements
\$	20,997.28	Recreation Disbursements
\$	13,276.00	Trust Fund – Other Expenses
\$	1,170.00	Unemployment Disbursements
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\$	2,894,734.87	Total Of All Funds

Resolution seconded by Councilman Hemphill and carried on the following roll call vote:

In the affirmative: DeVoe, Hemphill, Rubin and Shanley.

In the negative: None.

Absent: Broderick and Kammerer.

ADJOURNMENT:

On motion by Councilwoman DeVoe, seconded by Councilman Rubin, the meeting adjourned at 7:50 p.m. All in favor.

Respectfully submitted,

Thomas S. Rogers, R.M.C.
Municipal Clerk/Administrator